

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
ATHENS DIVISION**

**CLIFTON M. ELLISON,**

**Plaintiff,**

**VS.**

**MICHAEL J, ASTRUE, Commissioner  
of Social Security,**

**Defendant.**

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**CIVIL ACTION FILE  
NO. 3:07-CV-31 (CDL)**

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**RECOMMENDATION**

Subsequent to the filing of an answer by the defendant, plaintiff has filed a motion to dismiss this appeal of an unfavorable decision by the Commissioner of Social Security. The daily summary of the electronic filings for this court for this date indicates that the attorney for the defendant has no objections to the dismissal of this action. Accordingly, it is the recommendation of the undersigned that plaintiff's motion to dismiss be **GRANTED** without prejudice. Pursuant to 28 U.S.C. § 636(b)(1), the parties may file written objections to this recommendation with the Honorable Clay D. Land, United States District Judge, WITHIN TEN (10) DAYS of receipt thereof.

**SO RECOMMENDED**, this 8<sup>th</sup> day of August 2007.

/s/ **Richard L. Hodge**

RICHARD L. HODGE

UNITED STATES MAGISTRATE JUDGE